

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA**

**IN RE: BROILER CHICKEN GROWER  
ANTITRUST LITIGATION (NO. II)**

MDL No. 6:20-2977-RJS-CMR

Honorable Chief Judge Robert J. Shelby

Honorable Cecilia M. Romero

**PLAINTIFFS' NOTICE OF  
CLASS ACTION SETTLEMENT WITH TYSON DEFENDANTS**

Plaintiffs in the above-captioned action Haff Poultry, Inc., Nancy Butler, Johnny Upchurch, Jonathan Walters, Myles Weaver, Melissa Weaver, Marc McEntire, Karen McEntire, and Mitchell Mason (collectively, "Plaintiffs") provide notice to the Court that Plaintiffs have reached an agreement with Defendants Tyson Foods Inc., Tyson Chicken, Inc., Tyson Breeders, Inc., and Tyson Poultry, Inc. (collectively, "Tyson") to settle all claims against Tyson. Plaintiffs and Tyson are working to finalize and document all terms of the class action settlement, which is subject to the Court's approval pursuant to Federal Rule of Civil Procedure 23.

As part of the agreement, Tyson has agreed to provide monetary compensation and significant and invaluable cooperation to Plaintiffs in their prosecution of their claims against the remaining Defendants, with much of that cooperation being made available to Plaintiffs upon the Court's preliminary approval of the agreement.

Plaintiffs will move the Court for preliminary approval of the agreement and to set a hearing on that preliminary approval motion shortly. Plaintiffs will also move the Court to approve the form and manner of notice to the class and to set a schedule through and including a hearing on the final approval of the class action settlement with Tyson.

Dated: June 14, 2021

Respectfully submitted,

/s/ Gary I. Smith, Jr.

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***Additional Class Counsel for Plaintiffs and the  
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**CERTIFICATE OF SERVICE**

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/s/ Gary I. Smith, Jr.  
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